

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2004-126-E

SC PUBLIC SERVICE
COMMISSION

2004 MAY 13 PM 3:27

RECEIVED

In Re:)
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South Carolina Electric & Gas)
Company – Proceeding to Review the)
Gas Supply Agreement Between)
SCE&G and SEMI)
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PETITION TO INTERVENE

Pursuant to R. 103-836 of the Rules of Practice and Procedure of this Commission, Columbia Energy, LLC files this petition to intervene in Docket No.2004-126-E. In support of this petition Columbia Energy would show the following:

1. Columbia Energy is a Delaware limited liability company which owns and operates a natural gas – fired, combined cycle power generation facility located in Calhoun County, South Carolina. The facility provides thermal energy to the Voridian manufacturing plant of Eastman Chemical as well as wholesale electricity as a merchant plant. Columbia Energy's generating facility is a Qualifying Facility under PURPA and was issued a Certificate of Convenience and Necessity by the South Carolina Public Service Commission by Order No. 2001-108- in Docket No. 2000-487-E.
2. Columbia Energy is in the business of selling electricity on the wholesale market in South Carolina and neighboring states. Columbia Energy competes with SCE&G's Jasper County facility in the sale of wholesale electricity in these markets. Columbia Energy purchases natural gas to operate its facility and contracts with South Carolina Pipeline Corporation to deliver that gas to its generating facility. South Carolina Pipeline Corporation is an affiliate of SCE&G and SCANA Energy Marketing, Inc.

3. As a competitor of SCE&G which obtains gas through an affiliate of SCE&G, Columbia Energy has a direct interest in this Commission's review of the Gas Supply Agreement between SCE&G and SEMI. In addition, Columbia Energy is a party to a contract with SCE&G by which Columbia Energy sells electricity to SCE&G at SCE&G's hourly marginal cost. That cost may be directly affected by the contract which is the subject of this proceeding.


4. The representative of Columbia Energy in this proceeding is:

Frank R. Ellerbe, III
Robinson McFadden & Moore
1901 Main Street, Suite 1201
PO Box 944
Columbia, South Carolina 29202
(803) 779-8900 – Phone
(803) 252-0724 –Fax

5. Columbia Energy is not familiar with the terms of the contract between SCE&G and SEMI and is therefore unable at this time to state what its position will be with respect to the issues presented in this proceeding.

For the foregoing reasons Columbia Energy requests that its petition to intervene be granted and that it be made a party to the proceeding.

Robinson McFadden & Moore



Frank R. Ellerbe, III
Robinson McFadden & Moore
1901 Main Street, Suite 1201
PO Box 944
Columbia, South Carolina 29202
(803) 779-8900 – Phone
(803) 774-1556 –Fax

Dated this 13th day of May 2004

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CERTIFICATE OF SERVICE

This is to certify that I, Angela B. Wedekind, a legal assistant with the law firm of Robinson, McFadden & Moore, P.C., have this day caused to be served upon the person(s) named below the **Petition to Intervene** in the foregoing matter by placing a copy of same in the United States Mail, postage prepaid, in an envelope addressed as follows:

Catherine D. Taylor, Esquire
Assistant General Counsel
SCANA Corporation – SCE&G
Legal Department 130-MC130
1426 Main Street
Columbia, SC 29218

Francis P. Mood, Esquire
Haynes Sinkler & Boyd PA
PO Box 1189
Columbia, SC 29211
Attorneys for SCE&G

Hanna Pokorna-Williamson, Esquire
South Carolina Department of Consumer Affairs
PO Box 5757
Columbia, SC 29250

Dated at Columbia, South Carolina this 13th day of May 04.

Angela B. Wedekind
Angela B. Wedekind